



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

EDENS et al

Atty. Ref.: 4662-357; Confirmation No. 1387

Appl. No. 10/516,983

TC/A.U. 1657

Filed: December 3, 2004

Examiner: Lilling

For: PROTEIN HYDROLYSATE RICH IN TRIPEPTIDES

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April 5, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

04/09/2007 HMARZI1 00000057 10516983

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120.00 OP

Sir:

RESPONSE

Responsive to the Official Action dated February 5, 2007, the applicants elect, with traverse, the subject matter of the Examiner's Group I for further prosecution. Reconsideration and withdrawal of the restriction requirement are requested as search and examination of all the claimed subject matter is not believed to present an undue burden for the Examiner. The Examiner is requested to appreciate that the claims relate to tripeptides, as opposed to the dipeptides indicated by the Examiner.

Moreover, at least with regard to the subject matter of the Examiner's Groups I and II, the Examiner has indicated that the subject matter is classified in the same Class and Subclass. Search and examination of subject matter in the same Class and Subclass is not believed to present an undue burden for the Examiner. Further, the classification in the same Class and Subclass is evidence that the subject matter of the